

## DEPARTMENT OF FINANCE BILL ANALYSIS

**AMENDMENT DATE:** 03/27/2012  
**POSITION:** Oppose

**BILL NUMBER:** AB 1714  
**AUTHOR:** Halderman, Linda

### **BILL SUMMARY:** In-Home Supportive Services: Providers.

Existing law prohibits a new In-Home Supportive Services (IHSS) provider applicant from providing supportive services if he or she has been convicted of specified crimes in the previous 10 years. This bill would add felony offenses of forgery, embezzlement, extortion, and identity theft to the list of specified crimes prohibiting an applicant from providing supportive services, unless the applicant is granted an individual waiver or a general exception.

### **FISCAL SUMMARY**

There is currently no data available to indicate how many additional IHSS providers would be excluded by this bill, and how many of the newly-excluded providers would receive an individual waiver or general exception to provide IHSS. However, because the percentage of current IHSS providers convicted of an exclusionary crime specified in current law is relatively small (less than 0.2 percent), any fiscal impact on the level of authorized IHSS hours and associated costs would likely be nominal.

This bill would create additional workload for the Department of Social Services (DSS) and counties to review additional Criminal Offender Record Information reports and process additional individual waiver and general exception requests for the felony offenses specified. An estimate of these costs is unavailable as the number of applicants who would be excluded under this bill is unknown.

### **COMMENTS**

The Department of Finance is opposed to this bill for the following reasons:

- This bill would restrict a new category of non-violent felons from providing IHSS. The language in current law was originally intended to prevent violent felons from becoming IHSS providers, unless a waiver or general exception is granted. As such, this bill could further restrict IHSS recipients' access to providers during a time where the Administration is seeking to expand IHSS through the Coordinated Care Initiative.
- This bill appears unnecessary as current law prohibits, without exception, individuals from providing IHSS if they have been convicted of forgery, embezzlement, fraud, or identity theft against elder or dependent adults. Although this bill would expand the prohibition to individuals who have committed similar felony offenses against other populations, elderly and dependent adults represent an overwhelming majority of IHSS recipients (nearly 95 percent as of July 2011).
- This bill would create additional workload for the DSS and counties and increase General Fund costs.

Analyst/Principal (0532) J.Kapoor	Date	Program Budget Manager Ken DaRosa	Date
Department Deputy Director		Date	
Governor's Office:	By:	Date:	Position Approved _____ Position Disapproved _____
BILL ANALYSIS			Form DF-43 (Rev 03/95 Buff)

**BILL ANALYSIS--(CONTINUED)****Form DF-43****AUTHOR****AMENDMENT DATE****BILL NUMBER**

Halderman, Linda

03/27/2012

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Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)					
	LA	(Dollars in Thousands)					
	CO	PROP					Fund
	RV	98	FC	2011-2012 FC	2012-2013 FC	2013-2014	Code
5180/Social Svcs	SO	No		----- See Fiscal Summary -----			0001
5180/Social Svcs	LA	No		----- See Fiscal Summary -----			0001